IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants

Pasternak et al.

Serial No.

To Be Assigned (Divisional of Serial No. 09/844,111)

For

TOPICAL ANESTHETIC / OPIOID FORMULATIONS AND USES THEREOF

Filed

Concurrently Herewith

Examiner

To Be Assigned

745 Fifth Avenue, New York, NY 10151

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PRELIMINARY AMENDMENT

Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

Prior to examining the above-identified application, kindly cancel claims 1-10.

<u>REMARKS</u>

Claims 1-10 are now pending in the parent application and Claims 11-35 are to be prosecuted in this divisional application in response to the Examiner's Restriction Requirement. An early examination on the merits is respectfully solicited.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP

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